

Union Calendar No. 462

115TH CONGRESS
2^D SESSION

H. R. 5079

[Report No. 115-606]

To amend the Homeland Security Act of 2002 to require the Department of Homeland Security to develop an engagement strategy with fusion centers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 23, 2018

Mr. BACON (for himself, Mr. McCAUL, Mr. KEATING, Mr. FITZPATRICK, Mr. KATKO, Mr. HIGGINS of Louisiana, and Mr. GALLAGHER) introduced the following bill; which was referred to the Committee on Homeland Security

MARCH 19, 2018

Additional sponsor: Mr. BARLETTA

MARCH 19, 2018

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on February 23, 2018]

A BILL

To amend the Homeland Security Act of 2002 to require the Department of Homeland Security to develop an engagement strategy with fusion centers, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “DHS Field Engagement*
5 *Accountability Act”.*

6 **SEC. 2. ENGAGEMENT STRATEGY WITH FUSION CENTERS.**

7 *Section 210A of the Homeland Security Act of 2002*
8 *(6 U.S.C. 124h) is amended by—*

9 (1) *redesigning subsections (j) and (k) as sub-*
10 *sections (k) and (l), respectively; and*

11 (2) *inserting after subsection (i) the following*
12 *new subsection:*

13 *“(j) FUSION CENTER INFORMATION SHARING STRAT-*
14 *EGY.—Not later than one year after the date of the enact-*
15 *ment of this subsection, the Secretary shall develop and up-*
16 *date at least once every five years a strategy for Department*
17 *engagement with fusion centers. Such strategy shall be de-*
18 *veloped and updated in consultation with the heads of intel-*
19 *ligence components of the Department, the Chief Privacy*
20 *Officer of the Department, the Officer for Civil Rights and*
21 *Civil Liberties of the Department, officials of fusion centers,*
22 *officers designated as Homeland Security Advisors, and the*
23 *heads of other relevant agencies, as appropriate. Such strat-*
24 *egy shall include the following:*

1 “(1) *Specific goals and objectives for sharing in-*
2 *formation and engaging with fusion centers—*

3 “(A) *through the direct deployment of per-*
4 *sonnel from intelligence components of the De-*
5 *partment;*

6 “(B) *through the use of Department unclas-*
7 *sified and classified information sharing sys-*
8 *tems, including the Homeland Security Informa-*
9 *tion Sharing Network and the Homeland Secure*
10 *Data Network, or any successor systems; and*

11 “(C) *through any additional means.*

12 “(2) *The performance metrics to be used to meas-*
13 *ure success in achieving the goals and objectives re-*
14 *ferred to in paragraph (1).*

15 “(3) *A five-year plan for continued engagement*
16 *with fusion centers.”.*

17 **SEC. 3. OFFICE OF INTELLIGENCE AND ANALYSIS FIELD**
18 **PERSONNEL SUPPORT TO FUSION CENTERS.**

19 (a) *PERFORMANCE METRICS.—Not later than 180*
20 *days after the date of the enactment of this Act, the Under*
21 *Secretary for Intelligence and Analysis of the Department*
22 *of Homeland Security shall—*

23 (1) *consider the effectiveness of existing processes*
24 *to identify and prepare field personnel for deployment*
25 *to support fusion centers and internal mechanisms to*

1 *ensure oversight and accountability of such field per-*
2 *sonnel, including field personnel assigned to one cen-*
3 *ter and field personnel assigned to multiple centers;*
4 *and*

5 (2) *publish and disseminate performance*
6 *metrics, taking into account, as appropriate, regional*
7 *and threat diversity, for—*

8 (A) *field personnel from the Office of Intel-*
9 *ligence and Analysis assigned to an individual*
10 *fusion center;*

11 (B) *field personnel from the Office of Intel-*
12 *ligence and Analysis assigned to multiple fusion*
13 *centers; and*

14 (C) *regional Directors of the Office of Intel-*
15 *ligence and Analysis to ensure accountability for*
16 *monitoring all field personnel under the super-*
17 *vision of such Regional Directors.*

18 (b) *TRAINING.—In consultation with the Chief Infor-*
19 *mation Officer of the Department of Homeland Security,*
20 *the Under Secretary for Intelligence and Analysis of the De-*
21 *partment shall develop and implement a formalized train-*
22 *ing module for fusion center personnel regarding the classi-*
23 *fied Homeland Secure Data Network of the Department, or*
24 *any successor system.*

1 *search functionality, data analysis, and collaboration capa-*
2 *bilities.*

3 **SEC. 5. REPORT.**

4 *Not later than 18 months after the date of the enact-*
5 *ment of this Act, the Secretary of Homeland Security shall*
6 *submit to the Committee on Homeland Security of the*
7 *House of Representatives and the Committee on Homeland*
8 *Security and Governmental Affairs of the Senate a report*
9 *on the implementation of the following:*

10 *(1) The fusion center information sharing strat-*
11 *egy required under subsection (j) of section 210A of*
12 *the Homeland Security Act of 2002 (6 U.S.C. 124h),*
13 *as added by section 2 of this Act, based on perform-*
14 *ance metrics developed pursuant to such strategy.*

15 *(2) Field personnel deployed to fusion centers (as*
16 *such term is defined in section 210A of the Homeland*
17 *Security Act of 2002 (6 U.S.C. 124h)) in accordance*
18 *with section 3, based on performance metrics devel-*
19 *oped pursuant to such section.*

20 *(3) Policies that seek to ensure the effective use*
21 *of the Homeland Security Information Sharing Net-*
22 *work in accordance with section 4, based on the*
23 *metrics developed pursuant to such section.*

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